



### ***Background Information***

Mr. DOMINGUEZ is charged with two others in a two count indictment; alleging Conspiracy to Participate in a Crime of Violence in Aid of Racketeering, in violation of 18 USC 1959(a)6 and Committing a Violent Crime in Aid of Racketeering, in violation of 18 USC 1959(a)2; *inter alia*. The discovery consists in large part of recorded conversations, text messages, images and photos. Some of the photos in question are quite graphic and would serve no purpose other than to inflame the passions of the jury or otherwise cause horror, *inter alia*. For that reason, the court should follow the guidance offered by various cases and exclude these photos or limit the number that would be shown to the jury.

### ***Prayer***

JUAN DOMINGUEZ LOPEZ requests that the Court issue an order, precluding the government from showing gruesome or horrific photos to the jury. In the alternative, the defendant prays that the court will require the government to show the photos to the court prior to their introduction and thereafter limit the number that will be shown to the jury.

### ***Points and Authorities***

*Carter v. Hewitt*, 617 F.2<sup>d</sup> 961, 972 (3d Cir. 1980); *Accord, Old Chief v. United States*, 117 S.Ct 644, 650 (1997); *United States v. Skillman*, 922 F.2d 1370, 1374 (9<sup>th</sup> Cir. 1990).

Respectfully submitted,  
ANTHONY D. MARTIN

By: /s/ Anthony D. Martin  
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*Counsel for JUAN DOMINGUEZ LOPEZ*

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the *Motion in Limine* was sent electronically through the ECF system to the following person(s):

**Kenneth S. Clark, AUSA**  
US Attorney's Office  
District of Maryland  
36 South Charles Street, Suite 400  
Baltimore, MD 21201

On this Monday, May 22, 2017

By: /s/ Anthony D. Martin  
ANTHONY D. MARTIN, 5224